IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS LUBBOCK DIVISION

STATE OF TEXAS,)	
Plaintiff,)	
)	
v.)	Civil No. 5:13-CV-00255-C
)	ECF
EQUAL EMPLOYMENT)	
OPPORTUNITY COMMISSION, et al.,)	
)	
Defendants)	

DEFENDANTS' MOTION TO DISMISS

Defendants Equal Employment Opportunity Commission (EEOC) and Jacqueline A. Berrien, Chair of the EEOC, move the Court to dismiss this case under Federal Rule of Civil Procedure 12(b)(1). Defendants' brief in support is filed concurrently with this motion pursuant to local rules. *See* N.D. TEX. L. CIV. R. 7.1(d).

DATED this 27th Day of January, 2014.

Respectfully submitted,

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s/ Justin M. Sandberg

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CERTIFICATE OF SERVICE

I hereby certify that, on January 27, 2014, a true and correct copy of the foregoing was served by CM/ECF on:

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<u>s/ Justin M. Sandberg</u>JUSTIN M. SANDBERGTrial AttorneyU.S. Department of Justice